

## U.S. Department of Justice



## MEMO ENDORSED

United States Attorney  
Southern District of New York

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OF NAOMI REICE BUCHWALD

JUL - 1 2008

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 30, 2008

BY FACSIMILE UNITED STATES DISTRICT JUDGE

The Honorable Naomi Reice Buchwald  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 2270  
New York, New York 10007

USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 7/8/08

Re: United States v. Harry Vargas et al.  
07 Cr. 1099 (NRB)

Dear Judge Buchwald:

MEMO ENDORSED

The next pretrial conference is scheduled for Wednesday, July 2, 2008, at 4:00 p.m. Discovery has been produced, which included many audio CDs, as well as additional discovery. The parties have been reviewing discovery, and the Government is responding to additional discovery requests. The parties have not completed the review of discovery. Therefore, the parties respectfully request that the pre-trial conference scheduled for July 2, 2008, be adjourned until July 21, 2008, at 3:30 p.m. to allow the parties to continue discussions about a possible resolution to this case.

If Your Honor grants this request, then the Government respectfully requests that the Court exclude time from July 2, 2008, until July 21, 2008, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow the defendants and the Government time to

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Hon. Naomi Reice Buchwald  
June 30, 2008  
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continue discussions about a possible pre-trial resolution to this case. Defense counsel consents to this request for an adjournment.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By: 

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Encl.

cc: Lawrence DiGiansante, Esq.  
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